



PATENT
USSN 09/701,623
Docket No. 1151-4153US1
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Chang Yi WANG et al

RECEIVED

Serial No : 09/701,623

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For : PEPTIDE COMPOSITION AS IMMUNOGEN FOR THE TREATMENT
OF ALLERGY

Group Art Unit : 1644

Examiner : Margaret Megan Jamoz, Ph.D.

Commissioner for Patents
Washington, DC. 20231

**AMENDMENT AND RESPONSE
PURSUANT TO 37 C.F.R. § 1.115**

Sir:

This is in response to the Office Action issued June 6, 2002.

RESPONSE

The Examiner indicated that the response to the restriction requirement submitted on April 2, 2002 was not complete for not having made an election of the claims.

Applicant provisionally elects claims 1-2 and 19-20 of Group I and provisionally cancel claims 3-18, 21-28 pending the request for withdrawal of the restriction requirement.

The election is made to meet the statutory requirements. However, as pointed out in the previous response, the restriction requirement is traversed. Applicant had pointed out that the restriction requirement made was wrong. The previous Examiner failed to recognize that the claims are directed to a single inventive concept, the use of a single epitope in IgE-CH3 domain conjugated to a Th

epitope to generate antibodies against IgE for the treatment of allergies. The reasons for the traversal and request for withdrawal of the restriction requirement was stated in the response submitted on April 2, 2002 and will not be repeated here.

An amendment of Claims 10-13 was submitted with the previous response. Entry of the amendment is requested. A telephone call was made to the present Examiner, whose courtesy is deeply appreciated.

Respectfully submitted,



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Dated: June 20, 2002

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